

**SUMMARY SHEET – RIGHTS OF WAY APPLICATIONS**

HISTORIC ACCESS ROAD - *Three Bar Ranch, Inc.* (Page 13)

HISTORIC ELECTRIC UTILITY – *Ravalli County Electric Coop.* (Pages 1-9)  
- *Northern Electric Coop.* (Page 10)

HISTORIC PIPELINE UTILITY – *Belle Fourche Pipeline Co.* (Page 11)

NEW ELECTRIC UTILITY – *Lower Yellowstone Rural Electric* (Page 12)

PRIVATE ACCESS ROAD – *Old Church Road User's Association* (Page 15)

STATE HIGHWAY PROJECT – *Dept. of Transportation* (Page 14)

**AFFECTED GRANTS AND PROPOSED INCOME:**

Common Schools:	\$20,267.00
Public Buildings:	\$ 8,610.00

**AFFECTED COUNTIES:** Fergus, Flathead, Pondera, Ravalli, Richland, Valley, Wibaux

# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Ravalli County Electric Cooperative P O Box 190 Corvallis, MT 59828
Application No.:	12387
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.587
Compensation:	\$1,280.00
Legal Description:	8-foot strip through NE4SE4, Sec. 14, Twp. 3N, Rge. 21W, Ravalli County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Ravalli County Electric Cooperative P O Box 190 Corvallis, MT 59828
Application No.:	12388
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.0698
Compensation:	\$100.00
Legal Description:	8-foot strip through SE4NW4, Sec. 36, Twp. 5N, Rge. 21W, Ravalli County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Ravalli County Electric Cooperative P O Box 190 Corvallis, MT 59828
Application No.:	12389
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.642
Compensation:	\$1,400.00
Legal Description:	8-foot strip through NE4SE4, Sec. 14, Twp. 3N, Rge. 21W, Ravalli County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Ravalli County Electric Cooperative P O Box 190 Corvallis, MT 59828
Application No.:	12390
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.0918
Compensation:	\$125.00
Legal Description:	8-foot strip through SW4NE4, Sec. 25, Twp. 5N, Rge. 21W, Ravalli County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Ravalli County Electric Cooperative P O Box 190 Corvallis, MT 59828
Application No.:	12391
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.86
Compensation:	\$125.00
Legal Description:	8-foot strip through NW4SE4, Sec. 24, Twp. 5N, Rge. 21W, Ravalli County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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## **Rights of Way Applications**

### **March 16, 2009**

#### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Ravalli County Electric Cooperative P O Box 190 Corvallis, MT 59828
Application No.:	12392
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.0734
Compensation:	\$100.00
Legal Description:	8-foot strip through SE4SW4, Sec. 36, Twp. 5N, Rge. 21W, Ravalli County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Ravalli County Electric Cooperative P O Box 190 Corvallis, MT 59828
Application No.:	12870
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.86
Compensation:	\$2,990.00
Legal Description:	10-foot strip through SE4 & NE4, Sec. 19, Twp. 8N, Rge. 19W, Ravalli County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Ravalli County Electric Cooperative P O Box 190 Corvallis, MT 59828
Application No.:	12871
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.0771
Compensation:	\$105.00
Legal Description:	8-foot strip through NW4SE4, Sec. 1, Twp. 10N, Rge. 20W, Ravalli County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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## **Rights of Way Applications**

### **March 16, 2009**

#### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Ravalli County Electric Cooperative P O Box 190 Corvallis, MT 59828
Application No.:	12872
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.0826
Compensation:	\$110.00
Legal Description:	8-foot strip through SW4SE4, Sec. 17, Twp. 8N, Rge. 20W, Ravalli County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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## **Rights of Way Applications**

### **March 16, 2009**

#### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Northern Electric Cooperative, Inc. P O Box 287 Opheim, MT 59250
Application No.:	14703
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.365
Compensation:	\$100.00
Legal Description:	12-foot strip through SE4SE4, Sec. 8, Twp. 35N, Rge. 42E, Valley County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Belle Fourche Pipeline Company P O Drawer 2380 Casper, WY 82602
Application No.:	14704
R/W Purpose:	a buried 10" crude oil pipeline
Lessee Agreement:	N/A (Historic)
Acreage:	9.14
Compensation:	\$2,742.00
Legal Description:	66-foot strip through E2NE4, SENW4, E2SW4, SW4SW4, Sec. 16, Twp. 17N, Rge. 60E, Wibaux County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Lower Yellowstone Rural Electrical Cooperative, Inc. P O Box 1047 Sidney MT 59270
Application No.:	14705
R/W Purpose:	an overhead 115 kV transmission line with 25 kV distribution underbuild
Lessee Agreement:	ok
Acreage:	19.39 total (9.69 T25N-R56E and 9.7 T25N-R58E)
Compensation:	\$8,726.00
Legal Description:	80-foot strip through S2S2, Sec. 36, Twp. 25N, Rge. 56E and S2S2, Sec. 36, Twp. 25N, Rge. 58E, Richland County
Trust Beneficiary:	Common Schools
Classification:	II



This application is a follow-up to a previous application approved by the Board at the January 27, 2009 meeting. Applicant had been negotiating with private landowners to the South of Highway 201 for easements but could not obtain a final approval. The line corridor was relocated North of Highway 201 where there were several state sections and other private landowners who would grant easements for the powerline. As background, due to significant electric load growth related to oil and gas activity, applicant is upgrading their transmission facilities. The entire transmission project will extend about 27 miles total and begin approximately 5 miles northwest of Fairview. Because this project falls under the Department of Energy, Western Area Power Administration's jurisdiction, an Environmental Analysis was completed by that agency. Minimal impacts are expected from the project and the proposed easement alignment across state land is as near as possible to section lines and alongside Highway 201. The Department recommends approval.

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## **Rights of Way Applications**

### **March 16, 2009**

#### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Three Bar Ranch, Inc. 663 Garneill Rd Garneill MT 59453
Application No.:	14706
R/W Purpose:	a private access road for the purpose of conducting normal farming and ranching operations
Lessee Agreement:	N/A (Historic)
Acreage:	1.09 (0.545 in each respective Section)
Compensation:	\$764.00
Legal Description:	18-foot strip through SW4SE4, Sec. 5 and NW4NE4, Sec. 8, Twp. 12N, Rge. 16E, Fergus County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Montana Department of Transportation P O Box 201001 Helena MT 59620
Application No.:	14707
R/W Purpose:	highway construction and maintenance, including occupancy by public utilities as defined in §69-4-101, MCA
Lessee Agreement:	ok
Acreage:	1.83
Compensation:	\$1,600.00
Legal Description:	Tract of land in NE4SW4, W2NW4, Sec. 36, Twp. 28N, Rge. 3W, Pondera County
Trust Beneficiary:	Common Schools
Classification:	III



MDT is planning to rebuild Highway 91 south from the Midway exit to Conrad. Plans are to widen and realign portions of the existing road, which requires additional easement area. Minimal impacts will occur to the state land as a result of this project and all disturbed areas will be revegetated. The Department recommends approval.

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# **Rights of Way Applications**

## **March 16, 2009**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Old Church Road User's Association, Inc. %Michael Singer P O Box 77 Olney MT 59927
Application No.:	14708
R/W Purpose:	a private access road to nineteen (19) tracts of land, each with a single-family residence and associated outbuildings located thereon and also including utilities
Lessee Agreement:	N/A (Unleased)
Acreage:	1.12
Compensation:	\$8,610.00
Legal Description:	40-foot strip through SW4SW4, Sec. 8, Twp. 32N, Rge. 23W, Flathead County
Trust Beneficiary:	Public Buildings
Classification:	II



In 1983 the Department granted an easement to Jay & Phyllis Cook to access their private lands. The State section had legal access via Highway 93 and an approach permit was approved by the Highway Department for this access road. The lands accessed by the state easement were subsequently subdivided into nine (9) parcels. Overtime, additional properties not owned by Jay & Phyllis Cook, eventually came to use the state road to access their property. For the past couple of years the Department has worked with the landowners in the area to in order to provide solutions to their access problems. In the course of the discussions, it was also discovered that an easement was necessary across one private landowner in order to complete access to all the parcels in the RUA. The state successfully negotiated access across this private property to benefit the landowners.

The Department conducted several meetings with the landowners to discuss the access situation and recommended that all create and become members of a Road User's Association in order to legalize their use of the road. The benefit to the State from this action is that the Department will have one point of contact to deal with in the event maintenance or weed issues need to be addressed, rather than individual land owners.

The Department continues to work with several landowners that rely upon other access roads within state ownership in the area to perfect their access rights. These individuals are not members of the RUA and do not use the same road system.

The Department recommends approval of this request.

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